

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD - Allegation of mis-utilisation of Govt. funds under the guise of "Filling of Old wells with quarry rubbish" in Komarole Mandal, Prakasam District – Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.)– Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.IA) DEPARTMENT

G.O.Rt.No. 895

Dated:24 .05.2012

Read:

G.O.Ms.No. PR&RD (Vig.IA) Department, Dated: .05.2012.

ORDER:

In pursuance of the sanction accorded under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for instituting departmental proceedings against Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.), it is proposed to hold an enquiry against Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.), in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II and III).

3. Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.) is directed to submit within (10) days of the receipt of this order, a written statement of his defence.

4. Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.) is informed that an enquiry will be held only in respect of article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.) is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.R. BISWAL
PRINCIPAL SECRETARY TO GOVERNMENT

To

SriM.V Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.)
through the Engineer-in-Chief, Panchayat Raj, Hyderabad.

The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:

The PR&RD (Estt.I) Department.

The G.A.(V&E) Dept. (w.r.t. Vigilance Report No.74 (1257/V&E/E2/07-1, dt. 7.7.2010)

SF/SC

// FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-I

(Annexure to G.O.Rt.No 895. , PR&RD (Vig.IA) Dept., dt.24.05.2012)

STATEMENT OF ARTICLE OF CHARGES AGAINST SRI M.V. SAI BABU, THE THEN EXECUTIVE ENGINEER, PANCHAYAT RAJ, MARKAPUR (NOW RETIRED).

CHARGE:

That Sri M.V. Sai Babu, the then Executive Engineer, Panchayat Raj, Markapur (now Retd.) has sanctioned estimates for the works located in private lands and released payments without check measurement for the works causing wasteful expenditure of Rs.29,51,849/- payments for the works located in private lands (or) fields which is causing mis-utilisation of Govt. funds under the guise of "Filling of old wells with quarry rubbish" in Komarole Mandal, Prakasam.

Basis:

The G.A.(V&E) Dept. in their Vigilance Report No.74, (1257/V&E/E2/2007-1), dt. 7.7.2010, have informed that they have enquired into the allegation of mis-utilisation of Govt. funds under the guise of "Filling of old wells with rubbish" in Komarole Mandal, Prakasam Dist. and the enquiry by the V&E reveals that:

1. Out of 21 (twenty one) wells filled with quarry rubbish alleged in the petition, 9 (nine) wells were found to be located in private lands (or) fields. Works shall not be taken up in the private lands with Govt. funds unless they are properly transferred to Govt. The observed 9 (nine) wells neither belong to Govt. nor transferred to Govt. But estimates for filling up of these nine wells with quarry rubbish were sanctioned and the same were executed (6 works executed departmentally and 3 works entrusted to habitation committees) and payments were also released causing wasteful expenditure of Rs.35.60 lakhs of Govt. money.
2. On verification of M.Books, it reveals that he has not super checked the works. But payments were made for the works executed without check measurement of EE.
3. He has not taken care in spending Govt. Money.

Hence, the charge.

C.R. BISWAL
PRINCIPAL SECRETARY TO GOVERNMENT

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SECTION OFFICER

ANNEXURE-II

(Annexure to G.O.Rt.No. 895 , PR&RD (Vig.IA) Dept., dt.24.05.2012)

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE ARE PROPOSED TO BE SUSTAINED AGAINST SRI M.V. SAI BABU, THE THEN EXECUTIVE ENGINEER, PANCHAYAT RAJ, MARKAPUR (NOW RETIRED).

General Administration (V&E) Dept. Vigilance Report No.74 (1257/V&E/E2/2007-1),
Dt. 07.07.2010.

C.R. BISWAL
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE-III

(Annexure to G.O.Rt.No. 895 , PR&RD (Vig.IA) Dept., dt.24 .05.2012)

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE ARE PROPOSED TO BE SUSTAINED AGAINST SRI M.V. SAI BABU, THE THEN EXECUTIVE ENGINEER, PANCHAYAT RAJ, MARKAPUR (NOW RETIRED).

- NIL -

C.R. BISWAL
PRINCIPAL SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER//

SECTION OFFICER